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## NOTICE OF ALLOWANCE AND FEE(S) DUE

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7590

02/17/2010

PITNEY BOWES INC.  
35 WATERVIEW DRIVE  
MSC 26-22  
SHELTON, CT 06484-3000

EXAMINER

SHEKR, CRISTINA O

ART UNIT

PAPER NUMBER

3685

DATE MAILED: 02/17/2010

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/748,889	12/27/2000	Frederick W. Ryan JR.	F-212	5705
TITLE OF INVENTION: MAIL PIECE VERIFICATION SYSTEM				

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$300	\$0	\$1810	05/17/2010

**THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

**THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

## HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER:** Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

# PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail**

**Mail Stop ISSUE FEE  
Commissioner for Patents  
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**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

919 7590 02/17/2010

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SHELTON, CT 06484-3000**

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/748,889 12/27/2000

Frederick W. Ryan JR.

F-212

5705

TITLE OF INVENTION: MAIL PIECE VERIFICATION SYSTEM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$300	\$0	\$1810	05/17/2010

EXAMINER	ART UNIT	CLASS-SUBCLASS
SHERR, CRISTINA O	3685	705-0406000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/147; Rev 03-02 or more recent) attached. Use of a **Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 1  
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2  
3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☐ Issue Fee  
☐ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number \_\_\_\_\_ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature \_\_\_\_\_ Date \_\_\_\_\_

Typed or printed name \_\_\_\_\_ Registration No. \_\_\_\_\_

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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EXAMINER

SHEKR, CRISTINA O

ART UNIT

PAPER NUMBER

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## Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 1106 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 1106 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

**Notice of Allowability****Application No.**

09/748,889

**Applicant(s)**

RYAN ET AL.

**Examiner**

CRISTINA SHERR

**Art Unit**

3685

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Decision on Appeal, mailed 09/21/09.
2. ☒ The allowed claim(s) is/are 11-14, 19-20, 24-26, and 28-31.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All b) ☐ Some\* c) ☐ None of the:  
1. ☐ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.  
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached  
1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.  
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.  
**Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☒ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_.

1. This communication is in response to the Board of Patent Appeals and Interferences' DECISION ON APPEAL, mailed September 21, 2009. Claims 1-31 are pending in this case.

#### EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
3. Authorization for this examiner's amendment was given in a telephone interview with Brian A. Lemm, Reg. No. 43,748 on January 29, 2010.
4. The Application has been amended as follows:

1-10. (Canceled)

11. (Currently Amended) A mail piece verification system for processing a mail piece in a path of travel, the mail piece having associated therewith mail piece data, the system comprising:

an incoming mail processing center including a plurality of mail processing machines that perform automated processing of mail pieces, the incoming mail processing center receiving the mail piece and obtaining the mail piece data;

an outgoing mail processing center located downstream in the path of travel from the incoming mail processing center, the outgoing mail processing center including a

Deleted: The system of claim 1, wherein:

plurality of mail processing machines that perform automated processing of mail pieces;  
and

a data center in operative communication with the incoming mail processing center and the outgoing mail processing center, the data center establishing a priority for uploading of mail piece data by the incoming mail processing center to the data center and downloading of instructions by the data center to the outgoing mail processing center based on a service class for the mail piece; and

wherein,

the incoming mail processing center ~~uses~~using the mail piece data to determine a service class for the mail piece;

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the incoming mail processing center uploading the mail piece data to the data center based on the priority for uploading of mail piece data by the incoming mail processing center to the data center and the determined service class for the mail piece;

a processing device of the data center performing a verification check on the mail piece data and downloading instructions based upon the verification check to the outgoing mail processing center based on the priority for downloading of mail piece data by the data center to the outgoing mail processing center and the determined service class for the mail piece; and

the outgoing mail processing center using the instructions to control operation of at least one of the mail processing machines located at the outgoing mail processing center to process the mail piece.

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the system uses the service class to establish a priority for the upload of mail piece data from the incoming mail processing center to the data center and the download of instructions from the data center to the outgoing mail processing center.

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13. (Currently Amended) The system of claim 12, wherein:

the data center uses the mail piece data to determine a delivery route for the mail piece;

the outgoing mail processing center represents a particular one of a plurality of outgoing mail processing centers that corresponds to the delivery route; and

the data center limits the download of the instructions to the particular one of the plurality of outgoing mail processing centers.

15-18. (Canceled)

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19. (Currently Amended) The method of claim 24, further comprising the step(s) of:

assigning a global identification number to the mail piece; and

using the global identification number to access the mail piece data and the instructions associated with the mail piece; and

wherein:

the mail piece is of a physical type; and

the mail piece data includes a postal indicium.

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20. (Currently Amended) The method of claim 25, further comprising the step(s) of:

within the preliminary check step, checking to confirm that the mail piece data includes at least one of the following: (i) recognition of a valid meter serial number; (ii) a posting date within an acceptable range; and (iii) a valid recipient address; and

within the verification check step, performing a duplicate detection analysis to determine whether or not the mail piece data has been fraudulently copied.

21-23. (Canceled)

Deleted: The method of claim 15, further comprising the step(s) of:

24. (Currently Amended) A method of operating a mail piece verification system to process a mail piece, the method comprising:

obtaining, by at least one of a plurality of mail processing machines that perform automated processing of mail pieces, mail piece data associated with a mail piece, the plurality of mail processing machines being located at an incoming mail processing center;

uploading the mail piece data by the incoming mail processing center to a data center;

performing, by a processing device of the data center, a verification check on the mail piece data;

downloading, by the data center to an outgoing mail processing center located downstream in a path of travel from the incoming mail processing center, instructions based upon the verification check, the outgoing mail processing center including a plurality of mail processing machines that perform automated processing of mail pieces;

using, by the outgoing mail processing center, the instructions to control operation of at least one of the plurality of mail processing machines to process the mail piece;

using, by the incoming mail processing center, the mail piece data to determine a service class for the mail piece; and establishing, by the processing device of the data center, a priority for the upload of mail piece data by the incoming mail processing center to the data center and the download of instructions by the data center to the outgoing mail processing center based on the determined service class.

27. (Canceled)

28. (Currently Amended) The method of claim 30, further comprising the step(s) of:

using cryptographic calculations during the verification check to determine whether or not the mail piece data is valid.

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using the service class to establish

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30. (Currently Amended) A method for processing mail piece data associated with a mail piece, the method comprising:

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receiving by a data center the mail piece data from a remotely located incoming mail processing center, the mail piece data being obtained by at least one of a plurality of mail processing machines that perform automated processing of mail pieces located at the incoming mail processing center; performing, by a processing device of the data center, a verification check on the mail piece data;

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using, by the incoming mail processing center, the mail piece data to determine a service class for the mail piece;

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establishing, by the processing device of the data center, a priority for downloading of instructions from the data center to an outgoing mail processing center located downstream in a path of travel from the incoming mail processing center based on the determined service class, the outgoing mail processing center including a plurality of mail processing machines that perform automated processing of mail pieces;

Deleted: using the service class to establish

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downloading, by the data center, to the outgoing mail processing center, the instructions for processing the mail piece, the instructions being based upon the verification check; and

using, by the outgoing mail processing center, the instructions to control operation of at least one of the plurality of mail processing machines located at the outgoing mail processing center to process the mail piece.

#### **Reasons for Allowance**

5. Claims 11-14, 19-20, 24-26, and 28-31 are allowed.
6. The following is the Examiner's statement of reasons for allowance:

7. Regarding the claimed terms, Applicant is reminded that a "general term must be understood in the context in which the inventor presents it." *In re Glaug* 283 F.3d 1335, 1340, 62 USPQ2d 1151, 1154 (Fed. Cir. 2002). Therefore the Examiner must interpret the claimed terms as found on pages 1-59 of the specification. Clearly almost all the general terms in the claims may have multiple meanings. So where a claim term "is susceptible to various meanings . . . the inventor's lexicography must prevail . . ." *Id.* Using these definitions for the claims, the claimed invention was not reasonably found in the prior art.

8. The references, Hunter, Fleming, and Moore, disclose as previously discussed. Neither Hunter, nor Moore, nor Fleming, alone or in combination, teach that the class of mail is used to determine the priority for the upload of mail data. Moreover, the missing element(s) are not likely to be found in a reasonable number of references. For these reasons, independent claims 11, 24, and 30 and their dependent claims 12-14, 19-20, 25-26, 28-29, and 31 are allowed.

9. Any comments considered necessary by Applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to CRISTINA SHERR whose telephone number is (571)272-6711. The examiner can normally be reached on 8:30-5:00 Monday through Friday.

11. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Calvin L. Hewitt, II can be reached on (571)272-6709. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

12. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

CRISTINA OWEN SHERR  
Examiner  
Art Unit 3685

/Calvin L Hewitt II/  
Supervisory Patent Examiner, Art Unit 3685